



Monday
November 9, 1998

Part XII

Department of Labor

Semiannual Regulatory Agenda

DEPARTMENT OF LABOR (DOL)

DEPARTMENT OF LABOR

Office of the Secretary

20 CFR Chs. I, IV, V, VI, VII, and IX

29 CFR Subtitle A and Chs. II, IV, V, XVII, and XXV

30 CFR Ch. I

41 CFR Ch. 60

48 CFR Ch. 29

Semiannual Agenda of Regulations

AGENCY: Office of the Secretary, Labor.

ACTION: Semiannual regulatory agenda.

SUMMARY: This document sets forth the Department's semiannual agenda of regulations that have been selected for review or development during the coming year. The agenda complies with the requirements of both Executive Order 12866 and the Regulatory Flexibility Act. The agenda lists all regulations that are expected to be under review or development between October 1998 and October 1999, as well as those completed during the past 6 months.

FOR FURTHER INFORMATION CONTACT: Roland Droitsch, Deputy Assistant Secretary for Policy, Office of the Assistant Secretary for Policy, U.S. Department of Labor, 200 Constitution Avenue NW., Room S-2312, Washington, DC 20210, (202) 219-6197.

Note: Information pertaining to a specific regulation can be obtained from the agency contact listed for that particular regulation.

SUPPLEMENTARY INFORMATION: Executive Order 12866 and the Regulatory Flexibility Act require the semiannual publication in the **Federal Register** of an agenda of regulations. As permitted by law, the Department of Labor is combining the publication of its agendas under the Regulatory Flexibility Act and Executive Order 12866.

For this edition of the Department of Labor's regulatory agenda, the most important significant regulatory actions are included in The Regulatory Plan, which appears in part II of this issue of the **Federal Register**. The Regulatory Plan entries are listed in the table of contents below and are denoted by a bracketed bold reference, which directs the reader to the appropriate sequence number in part II.

Executive Order 12866 became effective September 30, 1993, and in substance, requires the Department of Labor to publish an agenda listing all the regulations it expects to have under active consideration for promulgation, proposal, or review during the coming 1-year period. The focus of all departmental regulatory activity will be on the development of effective rules that advance the Department's goals and that are understandable and usable to the employers and employees in all affected workplaces.

The Regulatory Flexibility Act became effective on January 1, 1981, and applies only to regulations for which a notice of proposed rulemaking was issued on or after that date. It requires the Department of Labor to publish an agenda listing all the regulations it expects to propose or promulgate that are likely to have a "significant economic impact on a substantial number of small entities" (5 U.S.C. 602).

The Regulatory Flexibility Act (under section 610) also requires agencies to periodically review rules "which have or will have a significant economic impact upon a substantial number of small entities" and to annually publish a list of the rules that will be reviewed during the succeeding 12 months. The purpose of the review is to determine whether the rule should be continued without change, amended, or rescinded. In the October 29, 1997, Unified Agenda, the Department listed four rules that were to be reviewed in the succeeding 12 months.

The Employment Standards Administration (ESA) reviewed Government Contractors: Nondiscrimination and Affirmative Action Obligations (41 CFR 60-2) that was last reviewed in 1970. ESA has determined there is a continued need for 41 CFR 60-2. ESA is simplifying the regulation to lessen the impact on small entities and plans to publish a Notice of Proposed Rulemaking in March 1999.

The Occupational Safety and Health Administration (OSHA) had four items on the last two years' review lists: Control of Hazardous Energy Sources (Lockout/Tagout), Occupational Exposure to Ethylene Oxide, Grain Handling Facilities, and Cotton Dust. OSHA held public hearings in July 1998 on the Cotton Dust and Grain Handling standards. OSHA expects to make a decision on whether and what action to

take regarding the Cotton Dust and Grain Handling standards in September 1999. Reports based on reviews of the Lockout/Tagout and the Occupational Exposure to Ethylene Oxide standards will be published in late 1998.

The Mine Safety and Health Administration (MSHA) conducted the 610 review of its regulations in 30 CFR part 48 addressing Training and Retraining of Miners. MSHA will be issuing final rules addressing supervisor and experienced miner training soon. In addition, based on comments received from the review and its experience, MSHA will develop an NPRM proposing more flexible training requirements.

The next 12-month review list for the Department of Labor is provided below and public comment is invited on the listing. A brief description of each rule, the legal basis for the rule, and the agency contact are provided with each agenda item. Agencies will report on the results of each review in the October 1999 regulatory agenda.

Employment Standards Administration

Government Contractors: Nondiscrimination and Affirmative Action Obligations; 41 CFR 60-2 (RIN 1215-AA01)

Occupational Safety and Health Administration

Control of Hazardous Energy Sources (Lockout/Tagout); 29 CFR 1910.147 (RIN 1218-AB59)

Occupational Exposure to Ethylene Oxide; 29 CFR 1910.1047 (RIN 1218-AB60)

Grain Handling Facilities; 29 CFR 1910.272 (RIN 1218-AB73)

Cotton Dust; 29 CFR 1910.1043 (RIN 1218-AB74)

Mine Safety and Health Administration

Training and Retraining of Miners; 30 CFR 48 (RIN 1219-AB02)

All interested members of the public are invited and encouraged to let departmental officials know how our regulatory efforts can be improved and, of course, to participate in and comment on the review or development of the regulations listed on the agenda.

Alexis M. Herman,
Secretary of Labor.

DOL

Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2105	Production or Disclosure of Information or Materials	1290-AA17
2106	Equal Access to Justice Act	1290-AA18

Office of the Secretary—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2107	Supplemental Standards of Ethical Conduct for Employees of the Department of Labor	1290-AA15

Office of the Secretary—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2108	Coordinated Enforcement of Farm Labor Protective Statutes	1290-AA11
2109	Protection of Individual Privacy and Access to Records Under the Privacy Act of 1974	1290-AA16

Employment Standards Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2110	Government Contractors: Nondiscrimination and Affirmative Action Obligations, Executive Order 11246 (ESA/OFCCP) (Section 610 Review) (Reg Plan Seq. No. 54)	1215-AA01
2111	Child Labor Regulations, Orders, and Statements of Interpretation (ESA/W-H) (Reg Plan Seq. No. 55)	1215-AA09
2112	Defining and Delimiting the Term "Any Employee Employed in a Bona Fide Executive, Administrative, or Professional Capacity" (ESA/W-H) (Reg Plan Seq. No. 56)	1215-AA14
2113	Application of the Fair Labor Standards Act to Domestic Service	1215-AA82
2114	Procedures for Predetermination of Wage Rates (29 CFR Part 1) and Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction (29 CFR Part 5) (Reg Plan Seq. No. 57)	1215-AA94
2115	Regulations To Implement the Federal Acquisition Streamlining Act of 1994, 29 CFR Parts 4 and 5, 41 CFR Parts 50-201 and 50-206	1215-AA96
2116	Records To Be Kept by Employers Under the Fair Labor Standards Act	1215-AB03
2117	Assessment and Collection of User Fees	1215-AB06
2118	Labor Condition Applications and Requirements for Employers Using Nonimmigrants on H-1B Visas in Specialty Occupations and as Fashion Models	1215-AB09
2119	Exemptions Applicable to Agriculture, Processing of Agricultural Commodities, and Related Subjects Under the Fair Labor Standards Act	1215-AB11
2120	Implementation of the 1996 Amendments to the Fair Labor Standards Act	1215-AB13
2121	Minimum Wage and Overtime Violations—Civil Money Penalties (29 CFR 578); Child Labor Violations—Civil Money Penalties (29 CFR 579); Adjustment of Civil Money Penalties for Inflation	1215-AB20
2122	Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction (29 CFR Part 5) Definition of "Site of the Work" Under the Davis-Bacon Act	1215-AB21
2123	Affirmative Action and Nondiscrimination Obligations of Contractors and Subcontractors Regarding Individuals With Disabilities	1215-AB23

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Employment Standards Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2124	Affirmative Action and Nondiscrimination Obligations of Contractors and Subcontractors for Special Disabled Veterans and Veterans of the Vietnam Era	1215-AA62

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Employment Standards Administration—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2125	Standards for Waivers Under Section 503 of the Rehabilitation Act	1215-AA84
2126	Benefits Under the Federal Coal Mine Safety and Health Act of 1977, as Amended Affecting the Black Lung Benefits Act	1215-AA99
2127	Federal Employees' Compensation Act; Claims for Compensation for Work-Related Injury/Death	1215-AB07
2128	Affirmative Action and Nondiscrimination Obligations of Contractors and Subcontractors Regarding Individuals With Disabilities	1215-AB19

Employment Standards Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2129	Enforcement of Contractual Obligations for Temporary Alien Agricultural Workers Admitted Under Section 216 of the Immigration and Nationality Act	1215-AA43
2130	Reporting by Labor Relations Consultants and Other Persons	1215-AB14

Employment Standards Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2131	Use and Disclosure of Federal Employees' Compensation Act Claims File Material	1215-AB18
2132	Technical Amendments of Rules Relating to Labor-Management Standards and Standards of Conduct for Federal Sector Labor Organizations	1215-AB22

Employment and Training Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2133	Disaster Unemployment Assistance Program, Amendment to Regulations	1205-AB02
2134	Federal-State Unemployment Compensation Program; Unemployment Insurance Performance System	1205-AB10
2135	Airline Deregulation: Employee Benefit Program	1205-AB17
2136	Labor Certification Process for the Temporary Employment of Aliens in Agriculture in the U.S.; Administrative Measures To Improve Program Performance	1205-AB19

Employment and Training Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2137	Trade Adjustment Assistance for Workers—Implementation of 1988 Amendments	1205-AB05
2138	Trade Adjustment Assistance for Workers—Transitional Adjustment Assistance NAFTA-TAA	1205-AB07
2139	Welfare-to-Work (WTW) Grants (Reg Plan Seq. No. 58)	1205-AB15
2140	Federal-State Unemployment Compensation Program; Confidentiality and Disclosure of State Records	1205-AB18
2141	Workforce Investment Act of 1998 (Reg Plan Seq. No. 59)	1205-AB20

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Employment and Training Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2142	Services to Migrant and Seasonal Farmworkers, Job Service Complaint System, Monitoring, and Enforcement	1205-AA37

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Employment and Training Administration—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2143	Labor Certification Process for the Permanent Employment of Aliens in the United States	1205-AA66
2144	Establishment of Fees for Immigration Programs Administered by the Employment and Training Administration	1205-AB14
2145	Indian and Native American Welfare-to-Work Program	1205-AB16

Employment and Training Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2146	Job Training Partnership Act: Indian and Native American Programs	1205-AA96
2147	Job Training Partnership Act: Migrant and Seasonal Farmworker Programs	1205-AA99
2148	Amendments to the Labor Certification Process for Temporary Agricultural Employment in the United States (H-2A)	1205-AB09

Pension and Welfare Benefits Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2149	Definition of Collective Bargaining Agreement (ERISA Section 3(40))	1210-AA48
2150	Revision of the Form 5500 Series and Implementing and Related Regulations Under the Employee Retirement Income Security Act of 1974 (ERISA) (Reg Plan Seq. No. 60)	1210-AA52
2151	Reporting Requirements for MEWAs Providing Medical Care Benefits	1210-AA64
2152	Elimination of Filing Requirements for Summary Plan Descriptions	1210-AA66
2153	Requirement to Furnish Plan Documents Upon Request by the Secretary of Labor	1210-AA67
2154	Civil Penalty for Failure to Furnish Certain Plan Documents	1210-AA68
2155	Amendments to Summary Plan Description Regulations (Reg Plan Seq. No. 61)	1210-AA69
2156	Electronic Disclosure of Employee Benefit Plan Information	1210-AA71
2157	Amendment of Small Plan Exemption From Audit Requirement	1210-AA73

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Pension and Welfare Benefits Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2158	Regulations Implementing the Health Care Access, Portability and Renewability Provisions of the Health Insurance Portability and Accountability Act of 1996 (Reg Plan Seq. No. 62)	1210-AA54
2159	Amendment of Summary Plan Description and Related ERISA Regulations To Implement Statutory Changes in the Health Insurance Portability and Accountability Act of 1996 (Reg Plan Seq. No. 63)	1210-AA55
2160	Enforcement Policy on AICPA SOP 92-6	1210-AA57
2161	Limitation of Liability for Insurers and Others Under Part 4 of Title I of Erisa and Section 4975 of the Internal Revenue Code	1210-AA58
2162	Amendments to Employee Benefit Plan Claims Procedures Regulation (Reg Plan Seq. No. 64)	1210-AA61
2163	Health Care Standards for Mothers and Newborns (Reg Plan Seq. No. 65)	1210-AA63
2164	Interpretive Bulletin on Payroll Deduction Programs for Contributions to Individual Retirement Accounts	1210-AA70
2165	National Medical Support Notice (Reg Plan Seq. No. 66)	1210-AA72

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Pension and Welfare Benefits Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2166	Adequate Consideration	1210-AA15

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Pension and Welfare Benefits Administration—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2167	Civil Penalties Under ERISA Section 502(l)	1210-AA37
2168	Reporting and Disclosure Under the Employee Retirement Income Security Act of 1974	1210-AA44
2169	Rulemaking Relating to Notice Requirements for Continuation of Health Care Coverage	1210-AA60
2170	Interim Rules Relating to Mental Health Benefits Parity	1210-AA62
2171	Individual Benefits Reporting Requirements for Defined Contribution Plans	1210-AA65

Mine Safety and Health Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2172	Training and Retraining of Miners	1219-AB02
2173	Occupational Exposure to Coal Mine Dust (Lowering Exposure Limit) (Reg Plan Seq. No. 67)	1219-AB08

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Mine Safety and Health Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2174	Air Quality, Chemical Substances, and Respiratory Protection Standards	1219-AA48
2175	Diesel Particulate (Underground Coal) (Reg Plan Seq. No. 68)	1219-AA74
2176	Belt Entry Use As Intake Aircourses To Ventilate Working Sections	1219-AA76
2177	Metal/Nonmetal Impoundments	1219-AA83
2178	Surface Haulage	1219-AA93
2179	Safety Standards for the Use of Roof-Bolting Machines	1219-AA94
2180	Safety Standard Revisions for Underground Anthracite Mines	1219-AA96
2181	Electrical Standards for Metal and Nonmetal Mines	1219-AB01
2182	Self-Contained Self-Rescue Devices in Underground Metal and Nonmetal Mines	1219-AB06
2183	X-Ray Surveillance Program for Surface Coal Miners (Reg Plan Seq. No. 69)	1219-AB09
2184	Diesel Particulate (Underground Metal and Nonmetal Mines) (Reg Plan Seq. No. 70)	1219-AB11
2185	Verification of Dust Control Plan (Reg Plan Seq. No. 71)	1219-AB14
2186	Training and Retraining of Miners: Supervisor Training	1219-AB16

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Mine Safety and Health Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2187	Hazard Communication	1219-AA47
2188	Noise Standard (Reg Plan Seq. No. 72)	1219-AA53
2189	Longwall Equipment (Including High-Voltage)	1219-AA75
2190	Independent Laboratory Testing	1219-AA87
2191	Requirements for Approval of Flame-Resistant Conveyor Belts	1219-AA92
2192	Improving and Eliminating Regulations	1219-AA98
2193	Safety Standards for Underground Coal Mine Ventilation	1219-AB10

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Mine Safety and Health Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2194	Confined Spaces	1219-AA54

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Mine Safety and Health Administration—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2195	Carbon Monoxide Monitor Approval	1219-AA72
2196	Safety Standards for Methane in Metal and Nonmetal Mines	1219-AA90
2197	Respirable Crystalline Silica Standard	1219-AB12

Mine Safety and Health Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2198	Coal Mine Dust	1219-AA81
2199	Safety Standards for Roof Bolts in Metal and Nonmetal Mines and Underground Coal Mines	1219-AB00
2200	Criteria and Procedures for Proposed Assessment of Civil Penalties	1219-AB03
2201	Observation of Operator Noise Monitoring	1219-AB05
2202	Experienced Miner and Supervisor Training	1219-AB13
2203	Safety Standards for Reporting Daily Inspections of Surface Coal Mines	1219-AB15

Office of the Assistant Secretary for Administration and Management—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2204	Nondiscrimination on the Basis of Age in Programs and Activities Receiving Federal Financial Assistance From the Department of Labor	1291-AA21
2205	Nondiscrimination on the Basis of Disability in Programs and Activities Receiving or Benefiting From Federal Financial Assistance	1291-AA28
2206	Implementation of the Nondiscrimination and Equal Opportunity Requirements of the Workforce Investment Act of 1998	1291-AA29

Office of the Assistant Secretary for Administration and Management—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2207	Audits of States, Local Governments, and Nonprofit Organizations	1291-AA26
2208	Audit Requirements for Grants, Contracts, and Other Agreements	1291-AA27

Office of the Assistant Secretary for Administration and Management—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2209	Department of Labor Acquisition Regulation	1291-AA20

Office of the Assistant Secretary for Administration and Management—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2210	Administrative Requirements for Grantees To Reflect Single Audit Act Amendments	1291-AA25

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Occupational Safety and Health Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2211	Standards Advisory Committee on Metalworking Fluids (Reg Plan Seq. No. 73)	1218-AB58
2212	Control of Hazardous Energy Sources (Lockout/Tagout)(Section 610 Review)	1218-AB59
2213	Occupational Exposure to Ethylene Oxide (Section 610 Review)	1218-AB60
2214	Fall Protection in the Construction Industry	1218-AB62
2215	Process Safety Management of Highly Hazardous Chemicals	1218-AB63
2216	Safety Standards for Scaffolds Used in the Construction Industry—Part II	1218-AB68
2217	Occupational Exposure to Crystalline Silica (Reg Plan Seq. No. 74)	1218-AB70
2218	Grain Handling Facilities (Section 610 Review)	1218-AB73
2219	Cotton Dust (Section 610 Review)	1218-AB74

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Occupational Safety and Health Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2220	Steel Erection (Part 1926) (Safety Protection for Ironworkers) (Reg Plan Seq. No. 75)	1218-AA65
2221	Access and Egress in Shipyards (Part 1915, Subpart E) (Phase I) (Shipyards: Emergency Exits and Aisles)	1218-AA70
2222	Prevention of Work-Related Musculoskeletal Disorders (Reg Plan Seq. No. 76)	1218-AB36
2223	Safety and Health Programs (for General Industry and the Maritime Industries) (Reg Plan Seq. No. 77)	1218-AB41
2224	Occupational Exposure to Hexavalent Chromium (Preventing Occupational Illness: Chromium)	1218-AB45
2225	Occupational Exposure to Tuberculosis (Reg Plan Seq. No. 78)	1218-AB46
2226	Confined Spaces in Construction (Part 1926): Preventing Suffocation/Explosions in Confined Spaces	1218-AB47
2227	Fire Protection in Shipyard Employment (Part 1915, Subpart P) (Phase II) (Shipyards: Fire Safety)	1218-AB51
2228	Permissible Exposure Limits (PELs) for Air Contaminants (Reg Plan Seq. No. 79)	1218-AB54
2229	Plain Language Revision of Existing Standards (Phase I) (Reg Plan Seq. No. 80)	1218-AB55
2230	Nationally Recognized Testing Laboratories Programs: Fees	1218-AB57
2231	Flammable and Combustible Liquids	1218-AB61
2232	Revocation of Certification Records for Tests, Inspections, and Training	1218-AB65
2233	Plain Language Revision of the Mechanical Power-Transmission Apparatus Standard	1218-AB66
2234	Requirement To Pay for Personal Protective Equipment (Reg Plan Seq. No. 81)	1218-AB77
2235	Consolidation of Records Maintenance Requirements in OSHA Standards	1218-AB78
2236	Consultation Agreements	1218-AB79

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Occupational Safety and Health Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2237	Respiratory Protection (Proper Use of Modern Respirators)	1218-AA05
2238	Recording and Reporting Occupational Injuries and Illnesses (Simplified Injury/Illness Recordkeeping Requirements) (Reg Plan Seq. No. 82)	1218-AB24
2239	Powered Industrial Truck Operator Training (Industrial Truck Safety Training)	1218-AB33
2240	Permit Required Confined Spaces (General Industry: Preventing Suffocation/Explosions In Confined Spaces)	1218-AB52

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Occupational Safety and Health Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2241	Longshoring and Marine Terminals (Parts 1917 and 1918)— Reopening of the Record (Vertical Tandem Lifts (VTLs))	1218-AA56
2242	Scaffolds in Shipyards (Part 1915—Subpart N) (Phase I)	1218-AA68
2243	Glycol Ethers: 2-Methoxyethanol, 2-Ethoxyethanol, and Their Acetates: Protecting Reproductive Health	1218-AA84

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Occupational Safety and Health Administration—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2244	Accreditation of Training Programs for Hazardous Waste Operations (Part 1910)	1218-AB27
2245	Indoor Air Quality in the Workplace	1218-AB37
2246	General Working Conditions for Shipyard Employment	1218-AB50
2247	Fire Brigades	1218-AB64
2248	Electric Power Transmission and Distribution; Electrical Protective Equipment in the Construction Industry	1218-AB67
2249	Safety and Health Programs for Construction	1218-AB69
2250	Control of Hazardous Energy (Lockout) in Construction (Part 1926) (Preventing Construction Injuries/Fatalities; Lockout)	1218-AB71
2251	Occupational Exposure to Beryllium	1218-AB76
2252	Walking Working Surfaces and Personal Fall Protection Systems (1910) (Slips, Trips and Fall Prevention)	1218-AB80

Occupational Safety and Health Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2253	Standards Improvement Project	1218-AB53

DEPARTMENT OF LABOR (DOL)
Office of the Secretary (OS)

Proposed Rule Stage

2105. PRODUCTION OR DISCLOSURE OF INFORMATION OR MATERIALS

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 301; 5 USC 552 as amended; 5 USC Reorganization Plan No. 6 of 1950; EO 12600, 52 FR 23781 (June 25, 1987)
CFR Citation: 20 CFR 70
Legal Deadline: None

Abstract: The regulation will incorporate the provisions of the 1996 FOIA amendments. These include extending DOL processing time from 10 to 20 days for most FOIA requests and requiring that all reading room materials created since November 1, 1996, be made available by electronic means such as the Internet.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None
Agency Contact: Miriam McD. Miller, Co-Counsel for Administrative Law, Division of Legislation and Legislative Counsel, Department of Labor, Office of the Secretary, 200 Constitution Avenue NW., Room N2428, FP Building, Washington, DC 20210
Phone: 202 219-8188
Fax: 202 219-6896
Email: miller-miriam@dol.gov
RIN: 1290-AA17

2106. EQUAL ACCESS TO JUSTICE ACT

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 504; 28 USC 2412

CFR Citation: 29 CFR 16

Legal Deadline: None

Abstract: The regulation will incorporate the 1996 amendments to the Equal Access to Justice Act and

revise the existing regulation to conform with the case law which has evolved since 1981.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Agency Contact: Robert A. Shapiro, Associate Solicitor for Legislation and Legal Counsel, Department of Labor, Office of the Secretary, 200 Constitution Avenue NW., Room N2428, FP Building, Washington, DC 20210
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RIN: 1290-AA18